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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 DANNY GEROME YOUNG,

11 Plaintiff,

No. CIV S-03-2225 KJM P

12 vs.

13 J. PULSIPHER,

14 Defendant.

ORDER

15 _____/
16 This matter is currently set for jury trial on January 12, 2009 at 10:00 a.m.
17 Plaintiff has requested a continuance of the trial date in order to pursue settlement; he has also
18 asked leave to file an amended complaint.

19 Defendant does not oppose the continuance or the referral to Magistrate Judge
20 Nandor Vadas for settlement; he does oppose plaintiff's request to amend the complaint.

21 Although the court will not address the motion to amend the complaint at this
22 time, the motion for a continuance to allow for a further settlement conference is appropriate.

23 IT IS THEREFORE ORDERED:

- 24 1. The jury trial date of January 12, 2009 is hereby vacated;
25 2. The writ of habeas corpus ad testificandum issued December 30, 2008 for
26 Danny Gerome Young, C-53235 is hereby vacated;

1 3. The Clerk of the Court is directed to serve a copy of this order on Michael S.
2 Evans, Warden, Salinas Valley State Prison, 31625 Highway 101, Soledad, CA
3 93960 and on the Out-To-Court Desk, California State Prison -Sacramento, P.O. Box 290007,
4 Represa, California 95671;

5 4. The case is referred to Magistrate Judge Nandor Vadas for a settlement
6 conference. The parties are directed to contact Gloria Masterson, Courtroom Deputy to
7 Magistrate Judge Vadas, within ten days of the filed date of this order to arrange a date for the
8 settlement conference and shall file a letter on the docket memorializing the date;

9 5. The Clerk of the Court is directed to send a copy of the instant order to
10 Magistrate Judge Nandor Vadas, Northern District of California, 514 H Street, Eureka,
11 California 95501-1038;

12 6. Magistrate Judge Nandor Vadas shall file a report on the docket in this case,
13 within twenty days of the settlement conference, indicating the outcome of the settlement
14 proceedings; and

15 7. The case is set for a status conference on February 25, 2009 at 10:00 a.m. in
16 Courtroom 26.

17 DATED: January 6, 2009.

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19 U.S. MAGISTRATE JUDGE
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